

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEM PRODUCTS
LIABILITY LITIGATION

MDL No. 2327

THIS DOCUMENT RELATES TO

ETHICON WAVE 8 CASES LISTED IN
EXHIBIT A

**NOTICE OF ADOPTION OF PRIOR DAUBERT MOTION TO EXCLUDE
KONSTANTIN WALMSLEY, M.D.**

Defendant Boston Scientific Corporation adopts and incorporates by reference its prior *Daubert* motion to exclude the opinions of Konstantin Walmsley, M.D. and memorandum in support. Boston Scientific Corp., Pelvic Repair Systems Product Liability Litigation MDL No 2326 [ECF No. 110. *Amal Eghnayem, et al. v. Boston Scientific Corp.* 2:13-ccv-07965] Boston Scientific respectfully requests that the Court exclude Konstantin Walmsley, M.D.'s testimony, for the reasons expressed in the incorporated briefing. The Court has previously considered Dr. Walmsley's general causation opinions. [ECF No. 244 *Amal Eghnayem, et al. v. Boston Scientific Corp.* 2:13-ccv-07965 and ECF 2652 *Ethicon, Inc.Pelvic Repair System Products Liability Litigation MDL No. 2326*] This notice applies to the Ethicon Wave 8 cases identified in **Exhibit A.**

Dated: October 18, 2018

Respectfully submitted,

By: /s/ Eric M. Anielak

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**ATTORNEYS FOR DEFENDANT
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CERTIFICATE OF SERVICE

I hereby certify that on October 17, 2018, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

Dated: October 17, 2018

Respectfully submitted,

/s/ Eric M. Anielak
Eric M. Anielak

**ATTORNEY FOR DEFENDANT
BOSTON SCIENTIFIC CORPORATION**